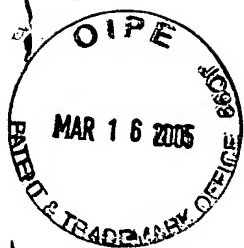


3-17-05

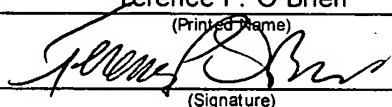
IPW



Atty. Dkt. No.: WD0109

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Mark A. Fritzke  
Title: BALL BAT HAVING AN  
INSERT WITH VARIABLE  
WALL THICKNESS  
Appl. No.: 10/762,024  
Filing Date: 21 January 2004  
Examiner: Mark S. Graham  
Art Unit: 3711

CERTIFICATE OF EXPRESS MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
ED 478966809 US (Express Mail Label Number)	March 15, 2005 (Date of Deposit)
Terence P. O'Brien (Printed Name)	
 (Signature)	

**REPLY TO RESTRICTION/ELECTION REQUIREMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This Reply is filed in response to the Office Action mailed on March 11, 2005. The Office Action states that the application contains claims directed to nine patentably distinct species of the claimed invention. The Office Action also states that claims 1, 8, 9, 25, 33, 37, 47, 52, 54 and 55 are generic. The Office Action requires the applicant to elect a single disclosed species for prosecution on the merits to which claims shall be restricted if no generic claim is finally held to be allowable.

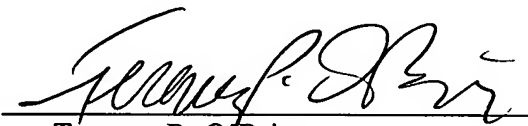
With this Reply, the Applicant elect the species of Figures 3 and 4 for prosecution on the merits. Applicant respectfully submits that the following claims are readable upon the species of Figures 3 and 4, including the above listed generic claims.

Applicant elects claims 1-18, 20, 21, 25-40, 42, 43, 47-56 and 58 for continued prosecution on the merits.

No fee is believed due in connection with the filing of this Reply. However, the Commissioner is hereby authorized to charge any additional fee deficiencies or credit any overpayment to Deposit Account No. 501959.

Respectfully submitted,

Date 15 March 2005  
Wilson Sporting Goods Co.  
8700 W. Bryn Mawr Avenue  
Chicago, IL 60631

By   
Terence P. O'Brien  
Attorney for Applicants  
Registration No. 43,840

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